

# **Exhibit 8**

## **Public Redacted Version**

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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

-----x  
IN RE GOOGLE PLAY STORE  
ANTITRUST LITIGATION

Case No.  
3:21-md-02981-JD

THIS DOCUMENT RELATES TO:

MDL No. 2891

Epic Games Inc. v. Google LLC,  
et al.,  
Case No. 3:20-cv-05671-JD

In re Google Play Consumer  
Antitrust Litigation,  
Case No. 3:20-cv-05761-JD

In re Google Play Developer  
Antitrust Litigation,  
Case No. 3:20-cv-05792-JD

State of Utah, et al.,  
v. Google LLC, et al.,  
Case No. 3:21-cv-05227-JD

Match Group LLC, et al.,  
v. Google LLC, et al.,  
Case No. 3:22-cv-02746-JD

-----x  
\*HIGHLY CONFIDENTIAL - UNDER PROTECTIVE ORDER\*

REMOTE VIDEOTAPED DEPOSITION BY VIRTUAL ZOOM OF  
PURNIMA KOCHIKAR  
Wednesday, August 31, 2022

Reported By: Lynne Ledanois, CSR 6811

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1 PURNIMA KOCHIKAR,  
2 having been duly sworn, testified as follows:

3 \_\_\_\_\_  
4 EXAMINATION

5 BY MS. MOSKOWITZ:

6 Q Good morning, Ms. Kochikar. My name is  
7 Lauren Moskowitz, as you heard. I represent Epic  
8 Games and I'll be starting your deposition today.  
9 If you could just please state your full  
10 name for the record.

11 A Purnima Kochikar.

12 Q And can you provide your address, please?

13 A [REDACTED]  
14 [REDACTED]

15 Q Thank you. Today we'll be -- I'll be  
16 asking you questions, you will be providing answers.  
17 I'm going to do my best to avoid speaking over you.  
18 I may do it if I can't tell you were done.

19 But I would ask that you try to also wait  
20 for me to finish my question before you start your  
21 answer.

22 Is that okay?

23 A Yes.

24 Q And please, if at any point you don't  
25 understand one of my questions, please ask me for

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1           A     Just the conversations. I'm very well aware  
2     of things like blip points and other things we do to  
3     benefit the ecosystem.

4           Q     So other than what you already had  
5     personal knowledge of, did you do anything to get up  
6     to speed as to Google's overall corporate knowledge  
7     on this topic?

8           A     No.

9           Q     Did you speak to any Google employees  
10    about this topic?

11          A     No, I haven't.

12          Q     Do you recall when you first learned about  
13    the lawsuits that bring us here today?

14          A     Yes.

15          Q     When was that?

16          A     August, September 2020.

17          Q     Was it the same day that they were  
18    initiated?

19          A     I don't know if it's the same day, but it  
20    was when I was told to have documents holds.

21          Q     Do you remember when you were told to have  
22    document holds?

23          A     Similar time, August, September 2020.

24          Q     Did you follow the instructions in that  
25    litigation hold?

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1 A Yes.

2 Q Did you take any steps to change any  
3 settings for your instant message software?

4 A No.

5 Q Did you have your default setting to  
6 delete chats every 24 hours?

7 MS. NARANJO: Object to form. You can  
8 answer.

9 THE WITNESS: Yes.

10 BY MS. MOSKOWITZ:

11 Q Have you discussed this lawsuit with  
12 anyone other than Google's lawyers?

13 A No.

14 Q Have any developers ever asked you any  
15 questions about this lawsuit?

16 A No.

17 Q Never?

18 A No.

19 Q Are you aware of any investigations  
20 underway about the Google Play Store in any way?

21 A Yes.

22 Q And what investigations are you aware of?

23 A The more recent conversations with the DMA,  
24 for example.

25 Q I'm sorry, I didn't catch the acronym.

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1           A       I believe that Facebook has the ability to  
2       update itself, but I think it's got something to do  
3       with preloads that they get with OEMs. That's my  
4       understanding.

5                    Again, as I said, I'm not the person who's  
6       the expert on how Android distribution happens  
7       beyond the Play Store. That's the only one that  
8       comes to mind for me.

9                    I can't recall anything else.

10          Q       Separate from this call with Mr. Rein, did  
11       you have any direct conversations with Mr. Sweeney  
12       about the issues with direct downloading?

13          A       I was not involved in any conversations with  
14       Mr. Sweeney.

15          Q       Was anyone at Google involved in those  
16       discussions?

17          A       I know that there was several conversations  
18       with Mr. Sweeney between Jamie and several other  
19       leaders at Google, but I wasn't directly involved in  
20       those conversations.

21          Q       Google decided to offer Epic a bespoke  
22       deal in July 2019 -- excuse me, July 2018; right?

23          A       Yes.

24          Q       And that offer, that deal proposal was  
25       approved by Google's Business Council?

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1           A     Yes.

2           Q     And the terms of the deal, at least in  
3 part, would have required Epic to launch on Google  
4 Play in exchange for various incentives related to  
5 Google's other product lines of business?

6           A     It was a co-investment to help Android get  
7 better and Fortnite be successful on Play.

8           Q     Part of it was a requirement that Epic  
9 launch Fortnite on Google Play?

10          A     Yes, but not exclusively. They could  
11 continue to do everything that was being planned like  
12 direct downloads, launch through Samsung, any other  
13 store, et cetera.

14                This was just a matter of us leaning in to  
15 make Android better and Play be an additional  
16 channel for Fortnite.

17          Q     Launching on Google Play would have  
18 ensured that most of the downloads happened through  
19 Google Play; correct?

20          A     Probably.

21          Q     Epic did not accept the deal; right?

22          A     No.

23          Q     With respect to going back in time a bit  
24 to your early time at Google in the 2012 and 2013  
25 period, had you had an understanding as to the

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1 earlier that had a list of projects including  
2 Project Hug, games velocity, et cetera?

3 A Yes.

4 Q And I didn't ask you then, but can you  
5 tell me now what did you to prepare to testify on  
6 this topic specifically with respect to the velocity  
7 programs and Project Hug?

8 A It's my day-to-day work.

9 Q So you had personal knowledge of this and  
10 didn't need to do anything else to study up on it?

11 A No.

12 Q Games Velocity Program is also known as  
13 Project Hug and vice versa?

14 A Yes.

15 Q And Project Hug has also been referred to  
16 as Project Bear Hug?

17 A Maybe for a tiny moment.

18 Q That was in the beginning?

19 A Yes. Project names are an odd thing of how  
20 people come up with things.

21 Q Whose idea was the Hug name for this  
22 project?

23 A I don't remember. I'm sure it's some  
24 strategy team.

25 Q The overall project, though, regardless of



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1 the naming convention was Mr. Rosenberg's idea; is  
2 that right?

3 A Actually, the overall idea came from the  
4 conversation we had with Epic in trying to figure out  
5 how to truly make Epic successful.

6 We had leaders from across Google think  
7 about ways we could add value to Epic and Fortnite.  
8 And although Mr. Sweeney declined, we asked  
9 ourselves, why wouldn't we lean in to make Google  
10 better for our partners.

11 And it was along the lines of what we had  
12 conversed with Mr. Sweeney, even though I wasn't  
13 there in those meetings.

14 Q So were you involved in Project Hug from  
15 the beginning from your perspective?

16 A Yes.

17 Q And how would you describe your role in  
18 the project?

19 A Threefold, we identified the value Google  
20 can provide partners, we figured out how to  
21 operationalize that value and then we identified a  
22 small group of partners who are very important for our  
23 users and that means users are spending time, they're  
24 spending money and that is growing as the candidates  
25 to test whether a hypothesis is right.

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1 Q And what was the hypothesis?

2 A That Google collectively can be of higher  
3 value to our partners.

4 Q And when you refer to Google collectively,  
5 you mean bringing other areas of Google outside of  
6 Google Play to supplement the value provided to  
7 those developers?

8 A To help developers grow. So that is about  
9 velocity. So it was all about developers and Google  
10 co-investing. For every component of the deal, there  
11 was co-investment.

12 So, for example, there would be [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

19 So it was co-investment to grow. And we  
20 believed that collectively we could increase the  
21 velocity of the developers' growth.

22 Q There was also studies done about what the  
23 value Google Play was providing to its developers;  
24 correct?

25 A We're constantly looking at it at different

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1           Q       And that was him adding you into a  
2 conversation initiated by Mr. O'Connor to him?

3           A       Yes.

4           Q       And you -- your response to Mr. Marchak  
5 starts on the prior page literally with a "Hi Mike"  
6 and the meat of it is on the page ending 931.

7                   Do you see that?

8           A       Yes, give me moment, please.

9           Q       Sure.

10          A       Yes.

11          Q       So the timing of this email on February  
12 2019, this is a couple of months, probably two  
13 months before a Business Council presentation on  
14 Project Hug. Is that consistent with your  
15 recollection?

16          A       Yes.

17          Q       And there's discussion in here at the top  
18 of your email about sort of how to present Hug to  
19 the Business Council.

20                   Do you see that?

21          A       Yes.

22          Q       You say that you told Mr. Ahmed in  
23 connection with how to present Hug to the Business  
24 Council that you quote, "cannot just anchor on  
25 risk."

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1 large developers who are very committed and think we  
2 provide a lot of value.

3 Q Were you part of the team that presented  
4 Project Hug to the Business Council?

5 A Yes.

6 Q And was that April 9th, 2019?

7 A Yes, around that time.

8 Q And the Business Council subsequently  
9 approved Project Hug; right?

10 A Yes.

11 Q And Project Hug was targeted to 22 large  
12 game developers at that time?

13 A Yes.

14 Q And the idea that Google had was not to  
15 reduce revenue share for those developers because  
16 there was a risk that doing so would lead to  
17 contagion of other developers asking for similar  
18 reductions; right?

19 A We always want to do things equitably. We  
20 want to focus on growth first and so we said, take  
21 some of this large developers, see how Google can add  
22 value, understand where we can take it and then decide  
23 where to go with it.

24 Q And one of the ways that Google presented  
25 the Hug developers with the value proposition of the

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1 Hug arrangement was to show what their effective  
2 revenue share would be below 30 percent; correct?

3 A No.

4 Q You've never seen charts of what the  
5 effective revenue share would be for Hug developers  
6 with all the benefits across platform, across  
7 Google?

8 A We may have internally done it. Whenever we  
9 presented to developers, if you use the presentations  
10 that I have been part of, we always focused on growth  
11 and --

12 Q Sorry, go ahead.

13 A And growth and co-investment.

14 Q And the developers, though, in  
15 communicating with Google did talk about and it in  
16 terms of effective revenue share; correct?

17 A I can only think of maybe one or two out of  
18 the 22.

19 Q [REDACTED] is one of them?

20 A [REDACTED]  
[REDACTED]  
[REDACTED]

23 They have actually doubled down more than  
24 anything else.

25 Q [REDACTED] is another one?

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1 A [REDACTED] didn't accept Hug at all.

2 Q No, but they were a Hug developer  
3 targeted; correct?

4 A They were a Hug developer, we had a  
5 conversation. [REDACTED] decision to say no had as  
6 much to do with the fact that they had already  
7 committed to someone else for [REDACTED] and they didn't  
8 see the value.

9 None of this was -- it was all à la carte.  
10 People could pick and choose what they wanted and so  
11 with [REDACTED], we needed to think differently about  
12 where we could add value for them.

13 Q I'm trying to figure out at the moment --  
14 we'll talk about that later.

15 I'm just trying to figure out who were the  
16 developers that raised what their effective revenue  
17 share would be in the context of the Hug  
18 negotiation?

19 [REDACTED] was one. Who was the other one that  
20 you have in mind?

21 A [REDACTED]

22 Q Okay. So other than [REDACTED],  
23 there are no other developers that come to mind that  
24 talked about the benefits from a Hug deal in terms  
25 of reduction of their revenue share?